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Atty. Docket No. PRI13 P-316

CERTIFICATE OF MAILING

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date indicated below.

October 26, 2004

Date

Deborah A. Witvoet  
Deborah A. Witvoet

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Ing-Hour Lin  
Art Unit : 1725  
Applicants : James A. Yurko et al.  
Appln. No. : 10/761,911  
Filed : January 21, 2004  
Confirmation No. : 4426  
For : PROCESS AND APPARATUS FOR PREPARING A METAL ALLOY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §1.97(c)

Pursuant to 37 C.F.R. §§1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO-1449. This Information Disclosure Statement is being filed after the events recited in §1.97(b) but to the undersigned's knowledge, before the mailing date of either a Final Action or a Notice of Allowance. Under the provisions of 37 C.F.R. §1.97(c), this Information Disclosure Statement is accompanied by a certification as specified by §1.97(e)].

Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

As the Office has waived the requirement under 37 CFR §1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication, copies of the listed U.S. patents are not included with the submission of attached Form PTO 1449. Applicants

Applicants : James A. Yurko et al.  
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respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

The listed documents were cited in the Patent Cooperation Treaty Search Report which issued from a corresponding PCT patent application. A copy of the PCT Search Report is included herewith. The PCT Search Report is not a reference, and Applicants do not necessarily subscribe to any of the statements contained therein.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.


Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 16-2463.

Respectfully submitted,  
JAMES A. YURKO ET AL.

By: Price, Heneveld, Cooper,  
DeWitt & Litton, LLP

October 26, 2004  
Date

  
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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE  
(Rev. 2-32) PATENT AND TRADEMARK OFFICE

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(Use several sheets if necessary)

ATTY. DOCKET NO.

PRI13 P-316

SERIAL NO.

10/761,911

APPLICANTS James A.Yurko et al.

FILING DATE

January 21, 2004

GROUP

1725

U.S. PATENT DOCUMENTS

| EXAMINER<br>INITIAL | DOCUMENT NUMBER | DATE     | NAME          | CLASS | SUB-<br>CLASS | FILING<br>DATE IF<br>APPRO-<br>PRIATE |
|---------------------|-----------------|----------|---------------|-------|---------------|---------------------------------------|
|                     | 6 7 6 9 4 7 3   | 08/03/04 | Adachi et al. |       |               |                                       |
|                     | 6 6 0 7 5 7 8   | 08/19/03 | Otaki et al.  |       |               |                                       |
|                     |                 |          |               |       |               |                                       |

FOREIGN PATENT DOCUMENTS

| EXAMINER<br>INITIAL | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUB-<br>CLASS | TRANSLATION |
|---------------------|-----------------|------|---------|-------|---------------|-------------|
|                     |                 |      |         |       |               | Y N         |
|                     |                 |      |         |       |               |             |
|                     |                 |      |         |       |               |             |
|                     |                 |      |         |       |               |             |

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

|   |                 |  |
|---|-----------------|--|
| EXAMINER<br>INITIAL   |                 |  |
|   |                 |  |
|   |                 |  |
| EXAMINER  | DATE CONSIDERED |  |
| EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. |                 |  |